

Union Calendar No. 569

106TH CONGRESS
2^D SESSION

H. R. 2592

[Report No. 106-946]

To amend the Consumer Products Safety Act to provide that low-speed electric bicycles are consumer products subject to such Act.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 1999

Mr. ROGAN (for himself, Mr. BERMAN, Mr. EHRLICH, Mrs. CAPPS, Mr. DEAL of Georgia, Mr. PICKERING, Mr. BILBRAY, Mr. BRYANT, Ms. WOOLSEY, Mr. GALLEGLY, and Mr. DINGELL) introduced the following bill; which was referred to the Committee on Commerce

OCTOBER 6, 2000

Additional sponsors: Mr. OBERSTAR, Mr. HALL of Texas, Mr. OXLEY, Mr. BARTON of Texas, Mr. COBURN, Mr. MALONEY of Connecticut, and Mr. GILLMOR

OCTOBER 6, 2000

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend the Consumer Products Safety Act to provide that low-speed electric bicycles are consumer products subject to such Act.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CONSUMER PRODUCT SAFETY ACT.**

4 The Consumer Product Safety Act (15 U.S.C. 2051
 5 et seq.) is amended by adding at the end the following:

6 “LOW-SPEED ELECTRIC BICYCLES

7 “SEC. 38. (a) Notwithstanding any other provision
 8 of law, low-speed electric bicycles are consumer products
 9 within the meaning of section 3(a)(1) and shall be subject
 10 to the Commission regulations published at section
 11 1500.18(a)(12) and part 1512 of 16 C.F.R.

12 “(b) For the purpose of this section, the term ‘low-
 13 speed electric bicycle’ means a two- or three-wheeled vehi-
 14 cle with fully operable pedals and an electric motor of less
 15 than 750 watts (1 h.p.), whose maximum speed on a paved
 16 level surface, when powered solely by such a motor while
 17 ridden by an operator who weighs 170 pounds, is less than
 18 20 mph.

19 “(c) To further protect the safety of consumers who
 20 ride low-speed electric bicycles, the Commission may pro-
 21 mulgate new or amended requirements applicable to such
 22 vehicles as necessary and appropriate.

23 “(d) This section shall supersede any State law or
 24 requirement with respect to low-speed electric bicycles to
 25 the extent that such State law or requirement is more

1 stringent than the Federal law or requirements referred
 2 to in subsection (a).”.

3 **SECTION 1. CONSUMER PRODUCT SAFETY ACT.**

4 *The Consumer Product Safety Act (15 U.S.C. 2051 et*
 5 *seq.) is amended by adding at the end the following:*

6 *“LOW-SPEED ELECTRIC BICYCLES*

7 *“SEC. 38. (a) Notwithstanding any other provision of*
 8 *law, low-speed electric bicycles are consumer products with-*
 9 *in the meaning of section 3(a)(1) and shall be subject to*
 10 *the Commission regulations published at section*
 11 *1500.18(a)(12) and part 1512 of 16 C.F.R.*

12 *“(b) For the purpose of this section, the term ‘low-speed*
 13 *electric bicycle’ means a two- or three-wheeled vehicle with*
 14 *fully operable pedals and an electric motor of less than 750*
 15 *watts (1 h.p.), whose maximum speed on a paved level sur-*
 16 *face, when powered solely by such a motor while ridden by*
 17 *an operator who weighs 170 pounds, is less than 20 mph.*

18 *“(c) To further protect the safety of consumers who ride*
 19 *low-speed electric bicycles, the Commission may promulgate*
 20 *new or amended requirements applicable to such vehicles*
 21 *as necessary and appropriate.*

22 *“(d) This section shall supersede any State law or re-*
 23 *quirement with respect to low-speed electric bicycles to the*
 24 *extent that such State law or requirement is more stringent*
 25 *than the Federal law or requirements referred to in sub-*
 26 *section (a).”.*

1 **SEC. 2. MOTOR VEHICLE SAFETY STANDARDS.**

2 *For purposes of motor vehicle safety standards issued*
3 *and enforced pursuant to chapter 301 of title 49, United*
4 *States Code, a low-speed electric bicycle (as defined in sec-*
5 *tion 38(b) of the Consumer Product Safety Act) shall not*
6 *be considered a motor vehicle as defined by section 30102(6)*
7 *of title 49, United States Code.*

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